

REMARKS

Reconsideration of the above-identified application in view of the present amendment is respectfully requested.

Claims 1-4 and 6-11 have been rejected as anticipated by Bohn et al., US 6,312,012. Claim 5 has been rejected as unpatentable over Bohn et al. Claim 12 has been allowed.

Claim 1 recites the guides being arranged and elastically mounted such that, upon laterally pressing down the covering cap for the predetermined distance by a force suitable for actuating the horn, the guides are tilted by an amount allowed by a yielding of the foam casing (claim 1 as filed). The Office Action states that the bolt (10 or 26) of Bohn et al. inherently tilts if force is applied to the edge of the cover cap (6).

In relying on the theory of inherency, an Examiner must provide a basis in fact to reasonably support that the allegedly inherent feature necessarily flows from the teaching of the reference. MPEP §2112. One of ordinary skill in the art would not recognize that the studs (10 or 26) of Bohn et al. necessarily tilt when the cover cap (6) is axially depressed, for the following reasons:

1. Bohn et al. do not state anywhere in the reference that the studs (10 or 26) tilt.
2. Bohn et al. disclose a radially extending flange (11 in Fig. 1) and a washer (13 in Fig. 2) that provide a radially extending surface that would prevent the studs (10) from tilting.

3. Bohn et al. disclose a cover cap (6) that will yield when the edge of the cover cap (6) is depressed such that none of the studs (10 or 26) tilt.

Claim 1, as well as claims 2-11 which depend from claim 1, are in condition for allowance.

Claim 13 recites the guides being arranged and elastically mounted such that, upon laterally pressing down the covering cap for the predetermined distance by a force suitable for actuating the horn, the guides are tilted by an amount allowed by a yielding of said foam casing (claim 1 as filed). For the above reasons relating to claim 1, claim 13 is in condition for allowance.

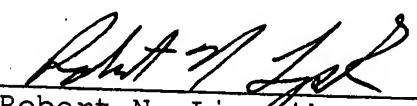
Claim 14 recites a plurality of bearing bushings (42) arranged in the foam casing (12) for receiving the guides (32), the guides (32) being arranged and elastically mounted such that the guides (32), together with the bearing bushings (42) are tilted with each lateral pressure exerted on the covering cap (26). For the above reasons relating to claim 1, claim 13 is in condition for allowance.

Since the amendment to claim 1 and new claims 13 and 14 address the tilting limitation previously discussed in the Amendment of July 30, 2003, no new issue has been presented by this Amendment and this Amendment After Final Rejection should be entered accordingly.

Serial No. 10/083,079

Please charge any deficiency or credit any overpayment in
the fees for this amendment to our Deposit Account
No. 20-0090.

Respectfully submitted,



Robert N. Lipesik
Reg. No. 44,460

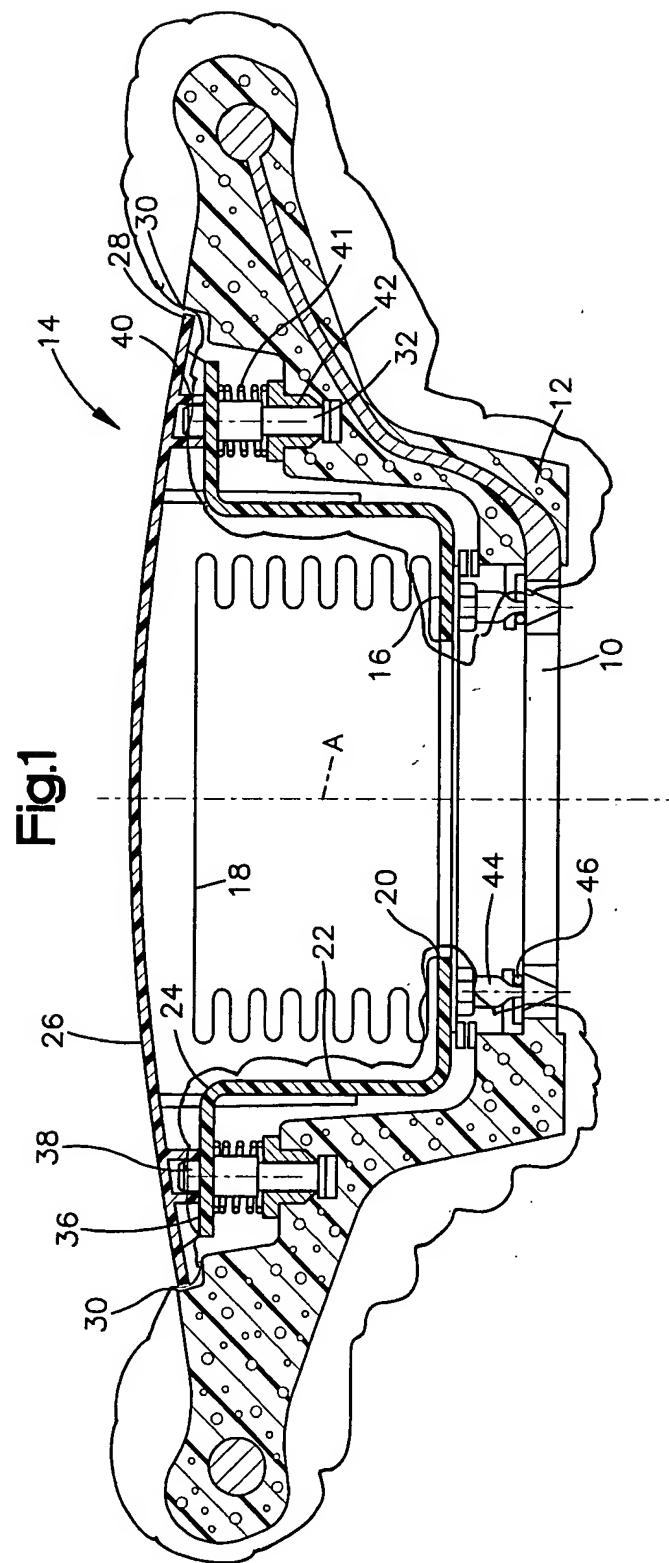
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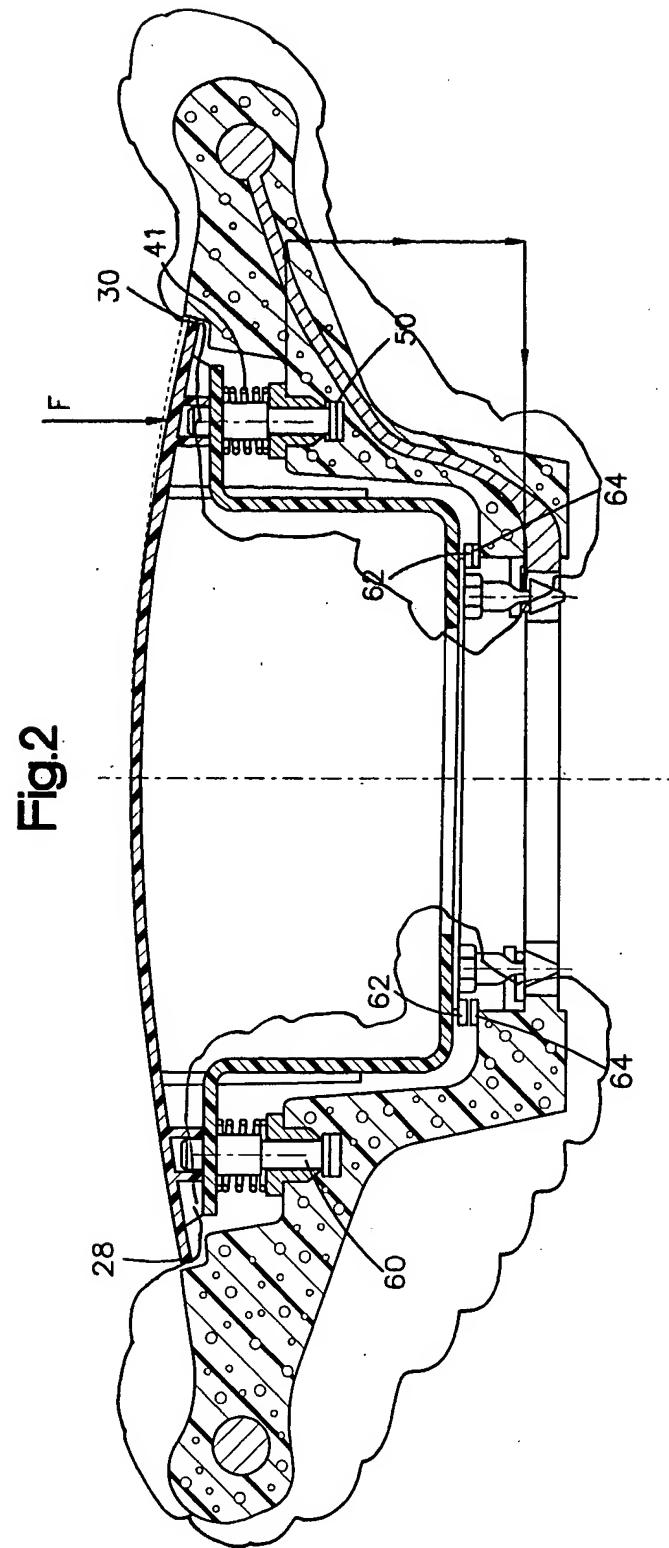




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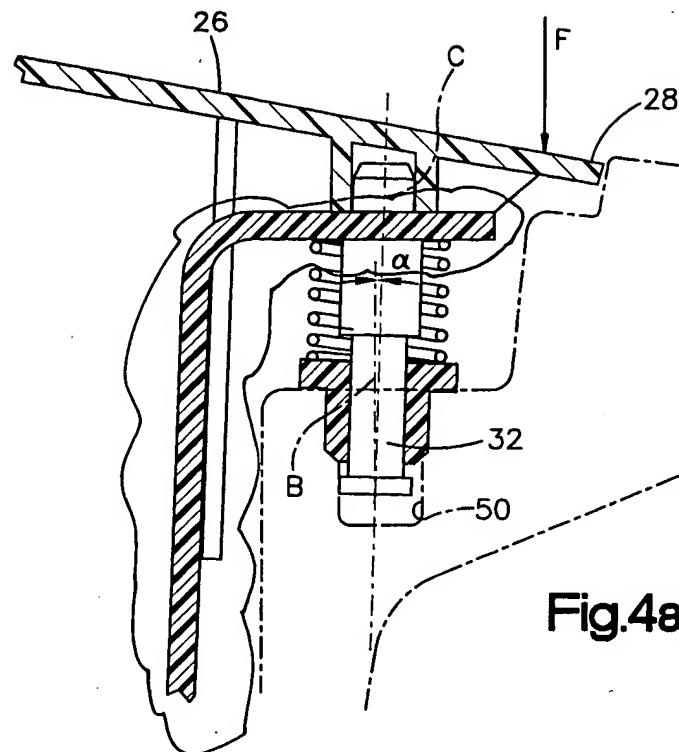


Fig.4a

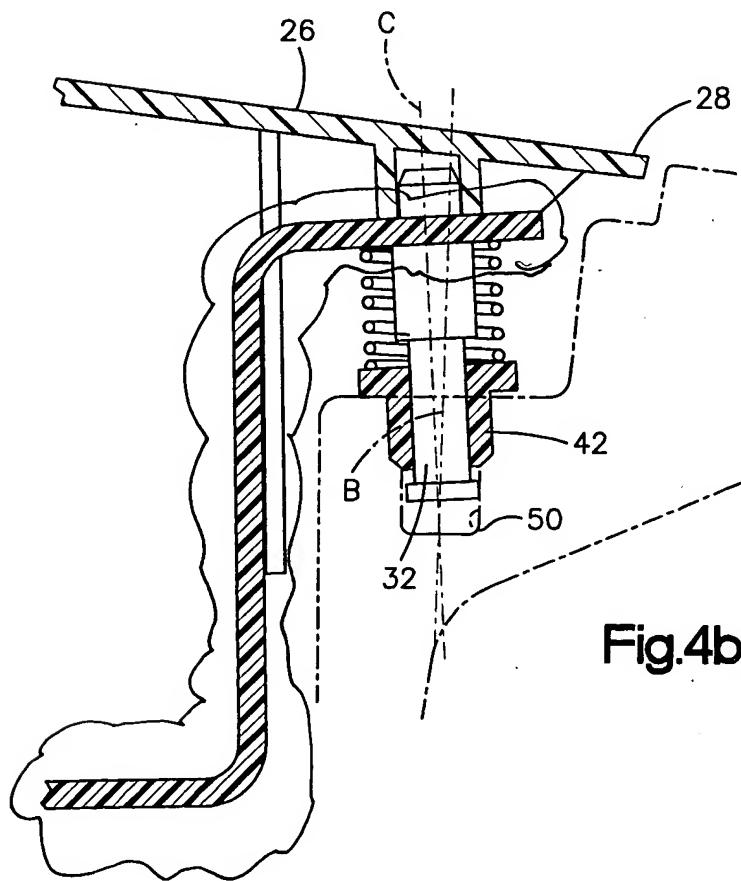


Fig.4b



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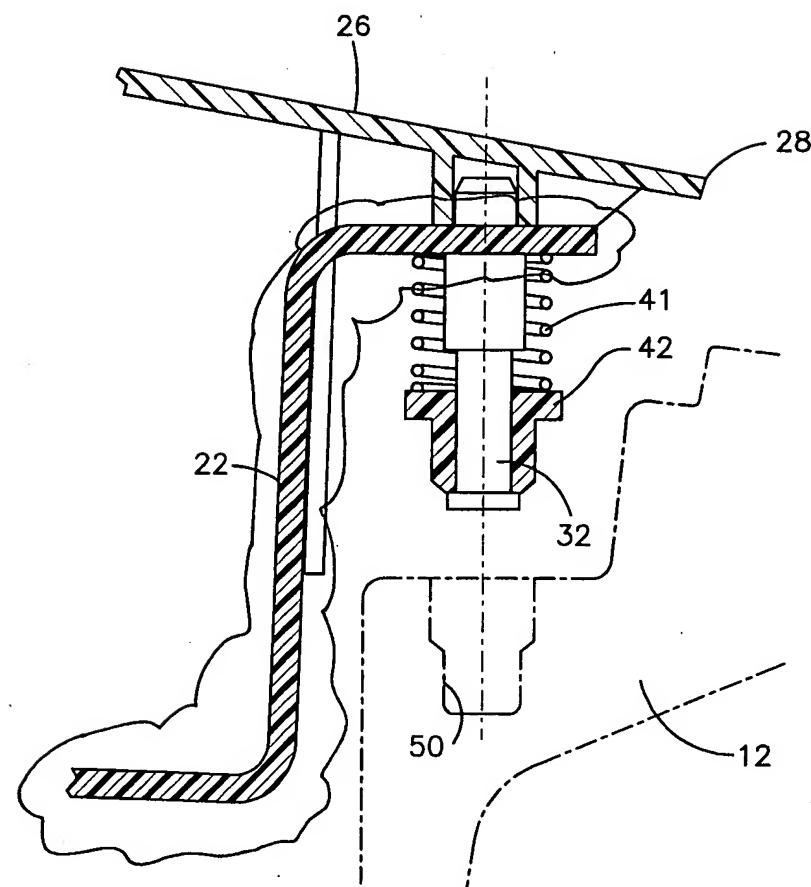


Fig.5